

1 UNITED STATES DISTRICT COURT  
2 EASTERN DISTRICT OF WASHINGTON

3  
4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7  
8 JOEY ALAN YAMADA,

9 Defendant.  
10

No. 2:17-CR-00151-TOR-1

ORDER ON MOTIONS TO  
RECONSIDER AND WITHDRAW

**MOTION DENIED**  
**(ECF No. 38)**

**MOTION GRANTED**  
**(ECF No. 39)**

11 Before the Court are Defendant's Motion to Reconsider Detention and  
12 Motion to Withdraw Motion for Reconsideration. ECF No. 38, 39. In Defendant's  
13 motion to reconsider, ECF No. 38, filed on October 23, 2017, Defendant submitted  
14 to this Court that new and material circumstances related to a proposed release  
15 address had become known justified reopening the matter of detention under 18  
16 U.S.C. § 3142 (f).

17 Later that same day, Defendant filed his motion to withdraw, ECF No. 39,  
18 informing this Court through the declaration of counsel that the proposed release  
19 address referenced in the original motion to reconsider was no longer viable. See  
20 ECF No. 39 at 2.

21 Thus, Defendant's motion to reconsider, **ECF No. 38**, is **DENIED as moot**  
22 and Defendant's motion to withdraw, **ECF No. 39**, is **GRANTED**. All hearings  
23 set before this Court pursuant to the above motions are hereby **STRICKEN**.

24 **IT IS SO ORDERED.**

25 DATED October 25, 2017.



A handwritten signature in black ink, appearing to be "M" or "Rodgers", is written over a horizontal line.

JOHN T. RODGERS  
UNITED STATES MAGISTRATE JUDGE